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ORIGINAL

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The undersigned represents The New York City Employees' Retirement System Lead 1 Plaintiffs and appellant in this matter, and no other party. Attached is a service list that shows all 2 of the parties to the action below, and identifies their counsel by name, firm, address and 3 telephone number, where appropriate (F.R.A.P. 12(b); Circuit Rule 3-2(b)). 4 5 Dated: <u>Quae 16, 2008</u> 6 216 7 Merrill Glen Emerick (State Bar No. 117248) ANDERLINI, FINKELSTEIN, EMERICK 8 & SMOOT 400 S. El Camino Real - Suite 700 9 San Mateo, CA 94402 Tel: 650.348.0102 10 Fax: 650.348.0962 memerick@afeslaw.com 11 Jay W. Eisenhofer (pro hac vice) 12 Charles T. Caliendo (pro hac vice) GRANT & EISENHOFER P.A. 13 485 Lexington Avenue, 29th Floor New York, NY 10017 14 Tel: 646,722,8500 Fax: 646.722.8501 15 jeisenhofer@gelaw.com ccaliendo@gelaw.com 16 -and-Michael J. Barry (pro hac vice) 17 Lesley E. Weaver (State Bar No. 191305) 1201 North Market Street 18 Wilmington, DE 19801 Tel: 302.622.7000 19 Fax: 302.622.7100 mbarry@gelaw.com 20 lweaver@gelaw.com 21 22 23 24 25 26 27 28

Representation Statement

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CERTIFICATE OF SERVICE 1 I hereby certify the foregoing was served upon the following counsel of record via First 2 Class Mail on June 17, 2008: 3 4 Merrill G. Emerick 5 Jerome C. Roth George A. Riley, Esquire 6 Yohance C. Edwards Luann Simmons, Esquire Genevieve A. Cox O'MELVENY & MŶERS LLP MUNGER, TOLLES & OLSON LLP 7 Embarcadero Center West 560 Mission Street 275 Battery Street 8 27th Floor San Francisco, CA 94111-3305 San Francisco, California 94105 Counsel to Defendants Jobs, Campbell, Counsel to Defendant Anderson Drexler, Levinson, York, Chang, Crisp, Ellison, Hintz, Hudson, Lewis, Markulla, And 10 Woolard 11 John M. Potter Diane M. Doolittle 12 Elizabeth B. Wydra Quinn Emanuel Urquhart Oliver & Hedges, 13 LLP 50 California Street, 22nd Floor 14 San Francisco, California 94111 Counsel to the Special Litigation Committee of 15 Defendant Apple Inc. 16 17 18 19 20 21 22 23 24 25 26 27 28 Certificate of Service

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